BEFORE THE DIVISION OF OIL, GAS AND MINING DEPARTMENT OF NATURAL RESOURCES STATE OF UTAH

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IN THE MATTER OF TENTATIVE

DECISION TO APPROVE A NOTICE OF NOTICE OF TENTATIVE INTENTION TO COMMENCE LARGE: DECISION TO APPROVE

MINING OPERATIONS FOR

GRANITE CONSTRUCTION COMPANY,

PROMONTORY AGGREGATE FACILITY, BOX ELDER, UTAH

NO. M0030087

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Notice is hereby given by the Division of Oil, Gas and Mining of its tentative decision to approve the Notice of Intention to Commence Large Mining Operations (Notice) for the Promontory Aggregate Facility. Mining activities will affect the following area: portions of SE¼ Section 14, Township 10 North, Range 4 West, SLMB, Box Elder, Utah. A copy of the Notice is available for public inspection at the Division's public information center.

Any person or agency aggrieved by this tentative decision may file a written protest within thirty (30) days of the date of publication to Dana Dean, P.E., Associate Director of Mining, Division of Oil, Gas and Mining, 1594 West North Temple, Suite 1210, Box 145801, Salt Lake City, Utah 84114-5801, setting forth factual reasons for the complaint.

DATED THIS 28th day of August, 2012

STATE OF UTAH DIVISION OF OIL, GAS AND MINING

Dana Dean, P.E.

Associate Director, Mining

CERTIFICATE OF MAILING

I hereby certify that I caused a true and correct copy of the foregoing Notice of Tentative Decision to Approve the Large Mining Notice of Intention for Granite Construction Company. Promontory Aggregate Facility M/003/0087 to be sent via facsimile, electronic mail, or mailed by first class mail, postage prepaid, the 28th day of August, 2012 to:

FACSIMILE: 801-257-8525

E-MAIL: naclegal@mediaoneutah.com

Salt Lake Tribune Legal Department 90 South 400 West, Suite 700 Salt Lake City, Utah 84101

FACSIMILE: 435-723-5247

EMAIL: terri@BEnewsjournal.com

Box Elder New Journal 55 South 100 West PO Box 370 Brigham City, Utah 84302-0370

FACSIMILE: 435-257-6175 E-MAIL: leaderads@citlink.net

Leader 119 East Main Tremonton, Utah 84337

CERTIFIED RETURN RECEIPT 7011 0110 0001 3568 0185

Granite Construction Company PO Box 30429 Salt Lake City, Utah 894130

CERTIFIED RETURN RECEIPT 7011 0110 0001 3568 0178

Box Elder County Planning and Zoning 1 South Main Street Brigham City, Utah 84302

Emily Berry, Secretary

M0030087